

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0725

RODRICK et al. v. ELLIS

Appellate Case Information

Case Filed: 30-Oct-2015
Case Closed:

Dept/Composition

**Side 1. CHARLES DAVID RODRICK, an individual and TRACI HEISIG, an individual,
Plaintiffs/Counterdefendants/, Appellant**

(Litigant Group) CHARLES DAVID RODRICK et al.

- Charles David Rodrick
- Traci Heisig

Attorneys for: Plaintiffs/Appellants

Barry W Rorex, Esq. (AZ Bar No. 25910)
Michael Harnden, Esq. (AZ Bar No. 29474)

**Side 2. DAVID MICHAEL ELLIS,
Defendant/Counterclaimant/, Appellee**

(Litigant Group) DAVID MICHAEL ELLIS

- David Michael Ellis

Attorneys for: Appellee

Jeffrey M Zurbruggen, Esq. (AZ Bar No. 16345)

CASE STATUS

Dec 5, 2016.....At Issue

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2013-003800	Defamation-Trade Libel, False Light Invasion of Privacy, Tortious Interference w/Current and Prospective Business Relationships, [see file for complete list]		Douglas Gerlach, Authoring Judge of Order		

38 PROCEEDING ENTRIES

1.	30-Oct-2015	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 08/25/15			
2.	30-Oct-2015	FILED: e-Record on Appeal: Instruments/Minute Entries			
3.	4-Nov-2015	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due			
4.	18-Nov-2015	FILED: Appellants Notice of Payment of Filing Fee; Certificate of Service			
5.	23-Nov-2015	RECEIPT No.: 2015-01634 ; \$280.00, Authorization: 27008135748, Applied to: CHARLES DAVID RODRICK et al. - Class A Filing Fee (\$280.00) Paid for: Law Office of Barry W Rorex PLC - By Integrated Resource Systems IN			
6.	24-Nov-2015	FILED: Case Management Statement; Ruling Denying Plaintiffs' Motion; Rule 60 Motion (Appellant)			
7.	27-Nov-2015	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due			
8.	2-Dec-2015	FILED: Appellee Notice of Payment of Filing Fee; Certificate of Service (Appellee Pro Per)			
9.	7-Dec-2015	RECEIPT No.: 2015-01679 ; \$140.00, Authorization: #41005112693, Applied to: DAVID MICHAEL ELLIS - Class B Filing Fee (\$140.00) Paid for: DAVID MICHAEL ELLIS - By Integrated Resource Systems IN			
10.	4-Jan-2016	FILED: Appellants' (sic) Motion for Extension to File Initial Brief (Opening); Incorporated in Motion (Appellant)			
11.	5-Jan-2016	ORDERED: Extending the time to file the Opening Brief to/including 2/3/16. Melina Brill ProTem Judge - Author			
12.	3-Feb-2016	FILED: Appellants' Second Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)			
13.	9-Feb-2016	FILED: Response to Appellant's Second Motion for Extension to File Opening Brief and Motion to Dismiss; Certificate of Service (Appellee)			
14.	9-Feb-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)			

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15. 12-Feb-2016 FILED: Supplemental Response to Appellant's Second Motion for Extension to File Opening Brief and Motion to Dismiss; Certificate of Service (Appellee)
16. 12-Feb-2016 RECEIPT No.: 2016-00202 ; \$140.00, Authorization: #42017182627, Applied to: DAVID MICHAEL ELLIS - Overpayment Class B (\$140.00) Paid for: Jeffrey M Zurbriggen PC - By Integrated Resouce Systems IN (Memo: Duplicate Pmt - See Rcpt 2015-01679)
17. 17-Feb-2016 FILED: Appellants' Reply to Appellee David Ellis Response and Motion to Dismiss; Certificate of Service (Appellant)
18. 23-Feb-2016 ORDERED: Appellants' Second Motion for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 02-03-2016 to Monday, 04-25-2016. FURTHER ORDERED: denying motion to dismiss. Barbara Vidal Vaught ProTem Judge - Author
19. 7-Mar-2016 FILED: Letter, 3/7/16, COA1 to Jeffrey M Zurbriggen re: refund of monies submitted in error
20. 25-Apr-2016 FILED: Appellants Third Motion for Extension to File Opening Brief; Incorporated in Motion (Appellant)
21. 27-Apr-2016 FILED: Response to Appellants Third Motion for Extension to File Opening Brief/ Motion to Dismiss; Certificate of Service (Appellee)
22. 27-Apr-2016 ORDERED: Appellants Third Motion for Extension to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-25-2016 to Monday, 05-09-2016. Melina Brill ProTem Judge - Author
23. 28-Apr-2016 ORDERED: Response to Appellants Third Motion for Extension to File Opening Brief/ Motion to Dismiss (Appellee) = DENIED/affirming this court's 4/27/16 order granting a 14-day extension of time for filing opening brief to/including 5/9/16. FURTHER ORDERED: Denying motion to dismiss. FURTHER ORDERED: Denying request for attorneys' fees in connection w/ motion. Melina Brill ProTem Judge - Author
24. 9-May-2016 FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
25. 9-May-2016 FILED: Untitled (Appendix for Appellants' Opening Brief) (Appellant)
26. 12-May-2016 FILED: Notice of Errata; Notice of Errata (Certificate of Service); (Amended) Opening Brief Appendix Table of Contents; (Amended with Exhibits) Opening Brief Appendix Table of Contents (Appellant)
27. 27-Jun-2016 FILED: Motion to Dismiss Appeal Due to Lack of Jursidiction; Certificate of Service Re: Motion to Dismiss Appeal Due to Lack of Jurisdiction (Appellee)
28. 28-Jun-2016 ORDERED: vacating answering brief due 06/27/2016. Melina Brill ProTem Judge - Author
29. 15-Jul-2016 FILED: Motion for Extension of Time to Submit Response; Incorporated Certificate of Service (Appellant)
30. 18-Jul-2016 ORDERED: Motion for Extension of Time to Submit Response (Appellant) = GRANTED. Due date for response to motion to dismiss EXTENDED from Monday, 05-16-2016 to Wednesday, 07-20-2016. Melina Brill ProTem Judge - Author
31. 20-Jul-2016 FILED: Response to Motion to Dismiss Appeal; Incorporated in Pleading (Appellant)
32. 1-Aug-2016 FILED: Reply to Response to Motion to Dismiss Appeal Due to Lack of Jurisdiction; Certificate of Service (Appellee)
33. 5-Aug-2016 ORDERED: Motion to Dismiss Appeal Due to Lack of Jursidiction (Appellee) = DENIED. FURTHER ORDERED: answering brief due 09/07/2016. Hon Andrew W Gould - Author
34. 7-Sep-2016 FILED: Motion to Strike Opening Brief and Appendix, and to Dismiss; Certificate of Service; Opening Brief Appendix Table to Contents (Appellee)
35. 8-Sep-2016 ORDERED: vacating the 09/07/2016 due date for the answering brief. The order ruling on the pending motion will set a due date for filing the answering brief, if the motion is denied. Melina Brill ProTem Judge - Author
36. 19-Sep-2016 FILED: Response to Motion to Dismiss Appeal; Incorporated in Pleading (Appellant)
37. 6-Oct-2016 ORDERED: Motion to Strike Opening Brief and Appendix, and to Dismiss (Appellee) = GRANTED in part and striking documents from the appendix to the opening brief further listed in order. FURTHER ORDERED: denying request to dismiss appeal. FURTHER ORDERED: denying appellee's request for attorney's fees in connection with this motion. FURTHER ORDERED: denying appellants' request that appellee be prohibited from filing additional pleadings absent court approval. FURTHER ORDERED: answering brief due 11/07/2016. Melina Brill ProTem Judge - Author
38. 7-Nov-2016 FILED: Appellee's Answering Brief/Memorandum of Points and Authorities; Certificate of Compliance; Certificate of Service re: Answering Brief (Appellee)